

GARVEY, SMITH, NEHRBASS & DOODY, L.L.C.

ATTORNEYS AT LAW

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Brett A. North, Patent Attorney
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Certificate

MAR 07 2003

of Correction

February 26, 2003

Ms. Marietta Joyce
Assistant Commissioner of Patents
and Trademarks
Washington, D.C. 20231
Attention: Certificate of Correction Branch

RE: Certificate of Correction
Patent No.: 6,439,107 B1
Dated: August 27, 2002
Inventor: Norman R. Bourgeois
Our File No.: 08395.7C5 (C01029US)

APPROVED

APR 18 2003

Dear Ms. Joyce:

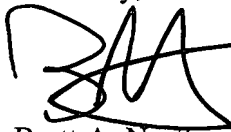
FOR THE DIRECTOR OF USPTO

In accordance with our telephone conference of February 26, 2003, enclosed is a copy of the original request of issuance of a Certificate of Correction requesting that claims 1, 34, 50 and 57 be corrected for amendments which had been approved by the Examiner during prosecution but not included in the issued patent. The Certificate of Correction issued included the requested correction amendments to claims 1, 50 and 57, but omitted those to claim 34. I believe this is an oversight. Would you please look into this and call me?

Also attached is a copy of the Certificate of Correction issued on December 24, 2002.

Thanking you for your assistance, I remain

Sincerely,



Brett A. North

BAN/rcv
Enclosure

P:\Brett\Letter\08395.7C5-MJ-ltr.wpd

MAR 07 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Norman Bourgeois

APPLICATION NO. 09/838,091(PAT NO: 6,439,107) GROUP ART UNIT: 1761

FILED: 4/19/01

EXAMINER: SIMONE, T.

FOR: "GAS FIRED OUTDOOR COOKING APPARATUS"

ATTORNEY DOCKET NO. C01019US (08395.7C5)

REQUEST FOR ISSUANCE OF CERTIFICATE OF CORRECTION



Assistant Commissioner Of Patents and Trademarks
Washington, D.C. 20231
Attention: Certificate of Correction Branch

Dear Sirs:

This is a request that a certificate of correction be issued for the above-referenced patent to correct an error in failing to include claim amendments entered by the Examiner before issuance. The request is based on an error of the PTO under 35 U.S.C. § 254 and therefore no fee has been included.

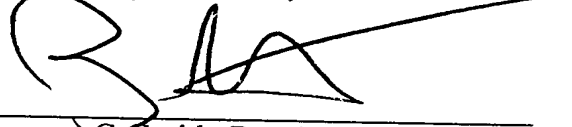
On May 1, 2002, applicant submitted an "Amendment After Allowance Under 37 C.F.R. § 1.312 And Clarification Of Title." (See Exhibit A which includes a copy of the Amendment). In the Amendment it was requested that claims 1, 34, 50, and 57 be amended. On July 9, 2002, the Examiner entered the amendments for claims 1, 34, 50, and 57 as indicated by the attached Office Communication (See Exhibit B). However, when the patent issued the amendments were not included in the issued patent.

Accordingly, applicant requests that a certificate of correction be issued amending the claims as set forth in the amendment as entered. Completed Forms PTO/SB/44 have been included to facilitate issuance of the requested certificate of correction. To facilitate clarity, the complete claims to be corrected (1, 34, 50, and 57) have been included in the Certificate of Correction.

The Commissioner is respectfully petitioned for any extension of time necessary to render this response timely.

Please charge any additional fees due or credit any overpayment to Deposit Account No.
50-0694.

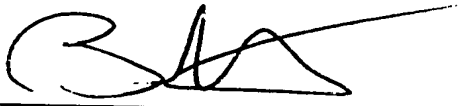
Respectfully submitted,



Gregory C. Smith, Reg. No. 29,441
Charles C. Garvey, Jr., Reg. No. 27,889
Seth M. Nehrbass, Reg. No. 31,281
Stephen R. Doody, Reg. No. 29,062
Brett A. North, Reg. No. 42,040
GARVEY, SMITH, NEHRBASS & DOODY, L.L.C.
3838 N. Causeway Blvd., Suite 3290
Metairie, LA 70002
Telephone: (504) 835-2000; 835-2070 (fax)

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service
as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks,
Washington, D.C. 20231, Attention: Certificate of Correction Branch, on 1 October, 2002.



Brett A. North

P:\Brett\08395.7C5.cert.correction.wpd

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

PATENT NO : 6,439,107
DATED : August 27, 2002
INVENTOR(S) : Norman R. Bourgeois

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

At Column 11-12, Claim 34 should read as follows:

-- 34. A cooking apparatus, comprising:

- a) a burner having a frame that includes a base for engaging an underlying support surface, the frame having a burner element for generating a high intensity flame for use in cooking, the burner frame having a support surface for cradling a pot;
- b) a pot that includes a generally flat bottom portion and a generally cylindrically shaped continuous sidewall, the pot having a generally cylindrically shaped interior; and
- c) the frame including a plurality of struts that each include a plurality of strut portions, one of the strut portions extending upwardly along a generally vertical path, another of the strut portions extending horizontally to provide a horizontal surface that can cradle the bottom of the pot, another strut portion providing a downwardly extending leg;
- d) wherein the struts provide a lateral restraint structure for preventing tilting or lateral movement of the pot such as when the liner is inserted into or removed from the pot.--

GARVEY, SMITH, NEHRBASS & DOODY, L.L.C.

MAILING ADDRESS OF SENDER: 3838 N. CAUSEWAY BLVD., STE 3290

METAIRIE, LA 70003

PATENT NO. 6,439,107

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03895.7C2-CertOfCorr.pdf(2)

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO : 6,439,107
DATED : August 27, 2002
INVENTOR(S) : Norman R. Bourgeois

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

At Column 14, Claim 57 should read as follows:

-- 57. A cooking apparatus, comprising:

- a) a frame having a base for engaging an underlying support surface;
- b) a pot supported by the frame during use and having a side wall, a bottom and an open top;
- c) a burner element for generating a high intensity flame for use in cooking;
- d) a supply hose for supplying pressurized fuel gas to the burner;
- e) the burner frame including a plurality of struts, each strut including generally vertical and generally horizontal strut portions, each vertical strut portion extending upwardly along a generally vertical path that is generally parallel to the pot side wall and each horizontal strut portion extending horizontally to engage the pot bottom; and
- f) wherein each strut includes an inclined section.--

GARVEY, SMITH, NEHRBASS & DOODY, L.L.C.

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO : 6,439,107
DATED : August 27, 2002
INVENTOR(S) : Norman R. Bourgeois

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

At Column 11-12, Claim 34 should read as follows:

– 34. A cooking apparatus, comprising:

- a) a burner having a frame that includes a base for engaging an underlying support surface, the frame having a burner element for generating a high intensity flame for use in cooking, the burner frame having a support surface for cradling a pot;
- b) a pot that includes a generally flat bottom portion and a generally cylindrically shaped continuous sidewall, the pot having a generally cylindrically shaped interior; and
- c) the frame including a plurality of struts that each include a plurality of strut portions, one of the strut portions extending upwardly along a generally vertical path, another of the strut portions extending horizontally to provide a horizontal surface that can cradle the bottom of the pot, another strut portion providing a downwardly extending leg;
- d) wherein the struts provide a lateral restraint structure for preventing tilting or lateral movement of the pot such as when the liner is inserted into or removed from the pot.–

MAILING ADDRESS OF SENDER: GARVEY, SMITH, NEHRBASS & DOODY, L.L.C.
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PATENT NO. 6,439,107

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**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

PATENT NO : 6,439,107
DATED : August 27, 2002
INVENTOR(S) : Norman R. Bourgeois

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

At Column 13, Claim 50 should read as follows:

-- 50. A cooking apparatus, comprising:

- a) a frame that includes a base for engaging an underlying support surface, the frame having a burner element for generating a high intensity flame for use in cooking, and a supply hose for supplying fuel to the cooking element;
- b) a pot that includes a generally flat bottom portion and a generally cylindrically shaped continuous sidewall, the pot having a generally cylindrically shaped interior;
- c) the burner frame including a plurality of struts that include first, second strut portions that closely conform respectively to the bottom portion and side wall of the pot, the second strut portion extending horizontally to provide a horizontal surface that can cradle the bottom of the pot and the first strut portion extending upwardly along a generally vertical path;
- d) wherein the struts form a lateral restraint to the pot for limiting lateral movement of the pot such as when the liner is inserted into or removed from the pot; and
- e) each strut including a leg portion that extends well below the burner element.--

GARVEY, SMITH, NEHRBASS & DOODY, L.L.C.

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PATENT NO. 6,439,107

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(Also Form PTO-1050)

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO : 6,439,107
DATED : August 27, 2002
INVENTOR(S) : Norman R. Bourgeois

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

At Column 9, Claim 1 should read as follows:

-- 1. A cooking apparatus, comprising:

a) a burner having a frame that includes a base for engaging an underlying support surface, the frame having a burner element for generating a high intensity flame for use in cooking, a supply hose for supplying propane to the burner element, the burner frame having a support surface for cradling a pot;

b) a pot that includes a generally flat bottom portion and a generally cylindrically shaped continuous sidewall, the pot having a generally cylindrically shaped interior;

c) the frame including a plurality of at least three struts, each strut including a first strut portion, a second strut portion and a third strut portion, the first strut portion of each strut being generally parallel with the bottom portion of the pot, the second strut portion of each strut extending in a generally vertical direction from the first strut portion, the third strut portion extending downwardly from the first strut portion;

d) at least a portion of each of the first strut portions extending underneath the bottom portion of the pot when the pot is placed on the frame; and

e) the second strut portions restricting a range of lateral pot movement during use of the cooking apparatus such as when a food to be cooked is inserted into or removed from the pot.--

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO : 6,439,107
DATED : August 27, 2002
INVENTOR(S) : Norman R. Bourgeois

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

At Column 14, Claim 57 should read as follows:

— 57. A cooking apparatus, comprising:

- a) a frame having a base for engaging an underlying support surface;
- b) a pot supported by the frame during use and having a side wall, a bottom and an open top;
- c) a burner element for generating a high intensity flame for use in cooking;
- d) a supply hose for supplying pressurized fuel gas to the burner;
- e) the burner frame including a plurality of struts, each strut including generally vertical and generally horizontal strut portions, each vertical strut portion extending upwardly along a generally vertical path that is generally parallel to the pot side wall and each horizontal strut portion extending horizontally to engage the pot bottom; and
- f) wherein each strut includes an inclined section.—

GARVEY, SMITH, NEHRBASS & DOODY, L.L.C.

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UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 6,439,107 B1
DATED : August 27, 2002
INVENTOR(S) : Norman R. Bourgeois

Page 1 of 3

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 9,

Line 2, should read as follows:

- 1. A cooking apparatus, comprising:
- a) a burner having a frame that includes a base for engaging an underlying support surface, the frame having a burner element for generating a high intensity flame for use in cooking, a supply hose for supplying propane to the burner element, the burner frame having a support surface for cradling a pot;
 - b) a pot that includes a generally flat bottom portion and a generally cylindrically shaped continuous sidewall, the pot having a generally cylindrically shaped interior;
 - c) the frame including a plurality of at least three struts, each strut including a first strut portion, a second strut portion and a third strut portion, the first strut portion of each strut being generally parallel with the bottom portion of the pot, the second strut portion of each strut extending in a generally vertical direction from the first strut portion, the third strut portion extending downwardly from the first strut portion;
 - d) at least a portion of each of the first strut portions extending underneath the bottom portion of the pot when the pot is placed on the frame; and
 - e) the second strut portions restricting a range of lateral pot movement during use of the cooking apparatus such as when a food to be cooked is inserted into or removed from the pot. --

Columns 11-12,

Claim 34 should read as follows:

- 34. A cooking apparatus, comprising:
- a) a burner having a frame that includes a base for engaging an underlying support surface, the frame having a burner element for generating a high intensity flame for use in cooking, the burner frame having a support surface for cradling a pot;
 - b) a pot that includes a generally flat bottom portion and a generally cylindrically shaped continuous sidewall, the pot having a generally cylindrically shaped interior; and
 - c) the frame including a plurality of struts that each include a plurality of strut portions, one of the strut portions extending upwardly along a generally vertical path, another of the strut portions extending horizontally to provide a horizontal surface that can cradle the bottom of the pot, another strut portion providing a downwardly extending leg;
 - d) wherein the struts provide a lateral restraint structure for preventing tilting or lateral movement of the pot such as when the liner is inserted into or removed from the pot. --

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 6,439,107 B1
DATED : August 27, 2002
INVENTOR(S) : Norman R. Bourgeois

Page 2 of 3

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 13.

Line 16, should read as follows:

-- 50. A cooking apparatus, comprising:

a) a frame that includes a base for engaging an underlying support surface, the frame having a burner element for generating a high intensity flame for use in cooking, and a supply hose for supplying fuel to the cooking element;

b) a pot that includes a generally flat bottom portion and a generally cylindrically shaped continuous sidewall, the pot having a generally cylindrically shaped interior;

c) the burner frame including a plurality of struts that include first, second strut portions that closely conform respectively to the bottom portion and side wall of the pot, the second strut portion extending horizontally to provide a horizontal surface that can cradle the bottom of the pot and the first strut portion extending upwardly along a generally vertical path;

d) wherein the struts form a lateral restraint to the pot for limiting lateral movement of the pot such as when the liner is inserted into or removed from the pot; and

e) each strut including a leg portion that extends well below the burner element. --

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 6,439,107 B1
DATED : August 27, 2002
INVENTOR(S) : Norman R. Bourgeois

Page 3 of 3

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 14.

Line 9, should read as follows:

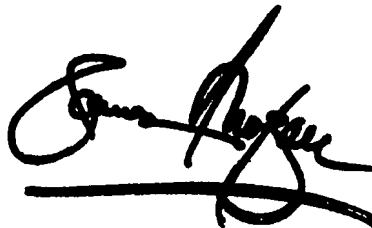
-- 57. A cooking apparatus, comprising:

- a) a frame having a base for engaging an underlying surface;
- b) a pot supported by the frame during use and having a side wall, a bottom and an open top;
- c) a burner element for generating a high intensity flame for use in cooking;
- d) a supply hose for supplying pressurized fuel gas to the burner;
- e) the burner frame including a plurality of struts, each strut including generally vertical and generally horizontal strut portions, each vertical strut portion extending upwardly along a generally vertical path that is generally parallel to the pot side wall and each horizontal strut portion extending horizontally to engage the pot bottom; and
- f) wherein each strut includes an inclined section. --

This certificate supersedes Certificate of Correction issued December 24, 2002

Signed and Sealed this

Sixth Day of May, 2003

A handwritten signature in black ink, appearing to read "James E. Rogan", with a long horizontal flourish extending to the right.

JAMES E. ROGAN
Director of the United States Patent and Trademark Office

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 6,439,107 B1
DATED : August 27, 2002
INVENTOR(S) : Norman R. Bourgeois

Page 1 of 3

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 9,

Line 2, should read as follows:

-- 1. A cooking apparatus, comprising:

a) a burner having a frame that includes a base for engaging an underlying support surface, the frame having a burner element for generating a high intensity flame for use in cooking, a supply hose for supplying propane to the burner element, the burner frame having a support surface for cradling a pot;

b) a pot that includes a generally flat bottom portion and a generally cylindrically shaped continuous sidewall, the pot having a generally cylindrically shaped interior;

c) the frame including a plurality of at least three struts, each strut including a first strut portion, a second strut portion and a third strut portion, the first strut portion of each strut being generally parallel with the bottom portion of the pot, the second strut portion of each strut extending in a generally vertical direction from the first strut portion, the third strut portion extending downwardly from the first strut portion;

d) at least a portion of each of the first strut portions extending underneath the bottom portion of the pot when the pot is placed on the frame; and

e) the second strut portions restricting a range of lateral pot movement during use of the cooking apparatus such as when a food to be cooked is inserted into or removed from the pot. --

Column 13,

Line 16, should read as follows:

-- 50. A cooking apparatus, comprising:

a) a frame that includes a base for engaging an underlying support surface, the frame having a burner element for generating a high intensity flame for use in cooking, and a supply hose for supplying fuel to the cooking element;

b) a pot that includes a generally flat bottom portion and a generally cylindrically shaped continuous sidewall, the pot having a generally cylindrically shaped interior;

c) the burner frame including a plurality of struts that include first, second strut portions that closely conform respectively to the bottom portion and side wall of the pot, the second strut portion extending horizontally to provide a horizontal surface that can cradle the bottom of the pot and the first strut portion extending upwardly along a generally vertical path;

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 6,439,107 B1
DATED : August 27, 2002
INVENTOR(S) : Norman R. Bourgeois

3
Page 2 of 7

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 13 cont'd

- d) wherein the struts form a lateral restraint to the pot for limiting lateral movement of the pot such as when the liner is inserted into or removed from the pot; and
- e) each strut including a leg portion that extends well below the burner element. --

Column 14,

Line 9, should read as follows:

-- 57. A cooking apparatus, comprising:

- a) a frame having a base for engaging an underlying surface;
- b) a pot supported by the frame during use and having a side wall, a bottom and an open top;
- c) a burner element for generating a high intensity flame for use in cooking;
- d) a supply hose for supplying pressurized fuel gas to the burner;
- e) the burner frame including a plurality of struts, each strut including generally vertical and generally horizontal strut portions, each vertical strut portion extending upwardly along a generally vertical path that is generally parallel to the pot side wall and each horizontal strut portion extending horizontally to engage the pot bottom; and
- f) wherein each strut includes an inclined section. --

INSERT CORRECTIONS ON ATTACHED PAGE
(ORANGE TAB)



Signed and Sealed this

Twenty-fourth Day of December, 2002

JAMES E. ROGAN
Director of the United States Patent and Trademark Office

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

Page 3 of 3

note
PATENT NO : 6,439,107
DATED : August 27, 2002
INVENTOR(S) : Norman R. Bourgeois

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

At Column 11-12, Claim 34 should read as follows:

-- 34. A cooking apparatus, comprising:

- a) a burner having a frame that includes a base for engaging an underlying support surface, the frame having a burner element for generating a high intensity flame for use in cooking, the burner frame having a support surface for cradling a pot;
- b) a pot that includes a generally flat bottom portion and a generally cylindrically shaped continuous sidewall, the pot having a generally cylindrically shaped interior; and
- c) the frame including a plurality of struts that each include a plurality of strut portions, one of the strut portions extending upwardly along a generally vertical path, another of the strut portions extending horizontally to provide a horizontal surface that can cradle the bottom of the pot, another strut portion providing a downwardly extending leg;
- d) wherein the struts provide a lateral restraint structure for preventing tilting or lateral movement of the pot such as when the liner is inserted into or removed from the pot.--

NOTE
This certificate supersedes certificate of correction issued December 24, 2002

GARVEY, SMITH, NEHRBASS & DOODY, L.L.C.

MAILING ADDRESS OF SENDER: 3838 N. CAUSEWAY BLVD., STE 3290

METAIRIE, LA 70003

PATENT NO. 6,439,107

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